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 MILLENNIUM IMPORT LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

HAMBRECHT WINE GROUP, L.P. d/b/a)
 BELVEDERE WINERY, L.P.,)
)
 Plaintiff,)
)
 vs.)
)
 MILLENNIUM IMPORT LLC,)
)
 Defendant.)

Case No. C 05-4625 JW HRL

**STIPULATION AND [PROPOSED]
 ORDER WITHDRAWING
 PLAINTIFF'S SECOND MOTION
 FOR AN ORDER COMPELLING
 DISCOVERY**

Date: March 27, 2007
Time: 10:00 a.m.

AND RELATED CROSS-ACTION

1 Plaintiff Hambrecht Wine Group, L.P. d/b/a Belvedere Winery, L.P. ("Plaintiff") and
 2 defendant Millennium Import LLC ("Millennium"), by and through their respective counsel of
 3 record, enter into the stipulation set forth below in recognition of the following:

4 A. On or about January 30, 2007, Plaintiff filed a Second Motion for An Order
 5 Compelling Discovery ("Motion") which was originally scheduled to be heard on March 13,
 6 2007. The parties previously stipulated, and this Court ordered, that the hearing on the Motion be
 7 continued to March 20, 2007, and subsequently to March 27, 2007, to permit the parties to
 8 continue their meet and confer efforts.

9 B. The parties have continued to meet and confer regarding the issues raised by
 10 Plaintiff in its Motion, and have resolved the disputes raised by the Motion.

11 ACCORDINGLY, THE PARTIES STIPULATE AS FOLLOWS:

12 That the Plaintiff's Second Motion for an Order Compelling Discovery shall be
 13 withdrawn and the hearing on the Motion scheduled for March 27, 2007, at 10:00 a.m. be taken
 14 off calendar.

15 It is so STIPULATED.

16 DATED: March 23, 2007

Respectfully submitted,

17 REED SMITH LLP
 18 Peter D. Raymond, Esq.
 (Pro Hac Vice)

19 BERRY & PERKINS
 20 A Professional Corporation
 James H. Berry, Jr.
 Kevin R. Lussier

21 By: /s/Kevin R. Lussier
 22 Kevin R. Lussier
 23 Attorneys for Defendant and
 Counterclaimant
 24 MILLENNIUM IMPORT LLC

1 DATED: March 23, 2007

Respectfully submitted,

2 HAMBRECHT WINE GROUP, L.P. d/b/a
3 BELVEDERE WINERY, L.P.

By its Attorneys, Appearing Pro Hac Vice,

4 BROMBERG & SUNSTEIN LLP

5 By: /s/Erik Paul Belt

Erik Paul Belt

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17 **ORDER**

18 Good cause appearing for the above stipulation, it is so ORDERED, and Plaintiff's
19 Second Motion for an Order Compelling Discovery is withdrawn and the hearing on the Motion
20 scheduled for March 27, 2007, at 10:00 a.m. is taken off calendar.

21 DATED: March 23, 2007 _____

22 
THE HONORABLE HAROLD R. LLOYD
23 United States Magistrate Judge